

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA, <div style="text-align: center;">Plaintiff,</div> <div style="text-align: center;">vs.</div> NINA ROBERTSON, <div style="text-align: center;">Defendant.</div>))))))))))	8:07CR320 ORDER
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This matter is before the court on the motion to continue by defendant Nina Robertson (Robertson) (Filing No. 22). Robertson seeks a continuance of the trial of this matter which is scheduled for January 7, 2008. Robertson's counsel represents that government's counsel has no objection to the motion. Robertson's counsel informed the court that Robertson will submitted a current affidavit wherein Robertson represents that she consents to the motion and acknowledges she understands the additional time may be excludable time for the purposes of the Speedy Trial Act. Upon consideration, the motion will be granted to the extent of a continuance of trial to February 25, 2008.

IT IS ORDERED:

1. Robertson's motion to continue trial (Filing No. 22) is granted as set forth below.
2. Trial of this matter is re-scheduled for **February 25, 2008**, before Chief Judge Joseph F. Bataillon and a jury. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional **time** arising as a result of the granting of the motion, i.e., the time between **December 20, 2007 and February 25, 2008**, shall be deemed **excludable** time in any computation of time under the requirement of the Speedy Trial Act for the reason that defendants' counsel require additional time to adequately prepare the case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).

DATED this 20th day of December, 2007.

BY THE COURT:

s/Thomas D. Thalken
United States Magistrate Judge